

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Criminal No.: 03-427 (MJD/SRN)

UNITED STATES OF AMERICA,

Plaintiff,

v.

ORDER

(1) ARSENIO CRUZ

Defendant.

Defendant Cruz has filed a waiver of speedy trial in this case. The government has filed no objections. Therefore, the Court will grant the waiver of speedy trial.

Based on all the files, records and proceedings herein, **IT IS HEREBY ORDERED**, that:

1. Defendant Cruz's waiver of speedy trial [docket # 41] is **GRANTED**;
2. The time between January 10, 2006, and April 10, 2006, shall be excluded in computing the time within which the trial in this matter must commence under the Speedy Trial Act pursuant to Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice will be served by continuing the trial date. This finding is based upon the Court's conclusion that the failure to grant such a continuance would unreasonably deny the parties a right to a fair and just hearing.

Dated: January 23, 2006

s/ Michael J. Davis  
MICHAEL J. DAVIS  
United States District Court Judge